

Chapter 8.02**ADMINISTRATION****Sections:**

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Section 8.02.010 Definitions.

For the purpose of this title, the following words and phrases shall have the meanings given herein:

"Abused dog" shall mean any dog which is mistreated, beaten, tormented or teased, or is deprived of water or food or shelter; or is kept under unsanitary conditions; or is abandoned; or is trained for fighting other animals;

"Animal Control Director" means the duly appointed and acting Director of the Department of Environmental Health of the County of Riverside. The title "poundmaster" as may be used in this title or this code shall mean the "Animal Control Director";

"Animal control officer" means those duly appointed and acting deputies of the Animal Control Director assigned to provide animal control field services within the corporate limits of the City and enforce the provisions of this title, and shall include those positions entitled chief animal control officer, supervising animal control officer, senior animal control officer, animal control officer, animal control officer trainee, and license inspector. The title "deputy poundmaster" or "humane officer" as may be used in this title or this code shall mean "animal control officer";

"Animals," unless otherwise stated, includes birds, fish, mammals and reptiles;

"City animal shelter" means the Riverside City and County animal shelter. The term "City pound" as may be used in this title or this code shall mean the "City animal shelter."

"Commercial kennel" means any lot, building, structure, enclosure, or premises where three or more dogs four months of age or over are kept or maintained for commercial boarding, breeding, training or sale;

"Official police dog" means any canine trained for law enforcement purposes and used by the Police Department for such purpose, and so designated by the Police Chief by the issuance of distinguishing tags;

"Official police horse" means any equine used by a police officer for law enforcement purposes;

"Owner" means any person, firm or corporation having title to any animal, or a person who has, harbors, or keeps, or who causes or permits to be harbored or kept, an animal in his care, or who permits an animal to remain on or about his premises for a period of seven consecutive days;

"Sentry dog" means a dog trained or purported to be trained to work without supervision in a fenced facility and to deter or detain unauthorized persons found within the facility;

"Vicious dog" means any dog which constitutes a physical threat to a human being or any other domestic animal by virtue of a known propensity to endanger life by an unprovoked assault or bite so as to cause serious bodily harm. Any dog trained, primarily or in part, to

attack or fight shall constitute prima facie evidence that the dog has a known propensity to endanger life. A dog shall not be deemed vicious if it: (1) attacks, bites or menaces anyone assaulting the owner of such dog, a trespasser on the property of the owner, or any person or other animal who has tormented or abused it; (2) is otherwise acting in defense of an attack from a person or other animal upon the owner or other person; or (3) is protecting or defending its young or other animal. A dog shall not be deemed vicious if it is an official police dog or a "protection dog" as defined by Section 7521(f) of the Business and Professions Code if registered as required by Section 7550.2 of said Business and Professions Code. (Ord. 6219 § 1, 1995; Ord. 6217 § 1, 1995; Ord. 5631 §§ 1, 2, 1988; Ord. 4803 § 1, 1980; Ord. 4112 § 1 (part), 1974)

Section 8.02.020 Enforcement of title--Powers of Animal Control Director and animal control officers.

The Animal Control Director and the Animal control officers shall be primarily responsible for the enforcement of the provisions of this title, with the exception of Section 8.04.140, for which the Police Department shall be primarily responsible. The Animal Control Director and the animal control officers shall have and are vested with the authority to issue a notice to appear as prescribed by Chapter 5C (commencing with Section 853.6) of Title 3 of Part 2 of the California Penal Code in the manner provided by Section 836.5 of the California Penal Code to any person who violates the provisions of this title. (Ord. 6653 § 2, 2003; Ord. 6219 § 2, 1995; Ord. 6217 § 2, 1995; Ord. 4112 § 1 (part), 1974)

Section 8.02.030 Interference with officers.

It is unlawful for any person to interfere with or oppose or resist the Chief of Police or any of the officers of the Chief of Police, the Animal Control Director or any of the deputies of the Animal Control Director, or the City health officer or any of the deputies of the City health officer while said officers are engaged in the performance of the duties pertaining to the enforcement of this title. All of the aforementioned officers, deputies or employees are empowered to enforce all of the provisions of this Title. (Ord. 6219 § 3, 1995; Ord. 6217, § 3, 1995; Ord. 4112 § 1 (part), 1974)

Section 8.02.040 Right of entry of certain officials.

The Animal Control Director and any animal control officer, any police officer of the City, and the City health officer or the deputies of the City health officer are empowered to enter upon any private property for the purpose of ascertaining whether any dog kept or harbored therein is afflicted with rabies or hydrophobia or whether or not a license tag has been secured for such dog; provided, however, that no such Animal Control Director, animal control officer, police officer, City health officer, or deputy of the City health officer shall have the right to enter an inhabited dwelling or a locked yard without first having obtained a warrant therefor. (Ord. 6219 § 4, 1995; Ord. 6217 § 4, 1995; Ord. 4112 § 1 (part), 1974)

Section 8.02.050 Disposition of money--Payment of expenses.

All money collected by the poundmaster for licenses, tags or other fees shall be paid into the City treasury for the general fund. All expenses incurred in carrying out or enforcing the provisions of this title shall be paid out of the general fund. (Ord. 4112 § 1 (part), 1974)